

**Project title:**

An ORDINANCE establishing an Everett Station District Business Improvement Area (BIA); providing for the levy of a special assessment upon real property (and the owners thereof) within the area; the deposit of revenues in a special account and expenditures therefrom; and providing for an implementing agreement with an Everett Station District property owners association or similar organization.

City Council Agenda Item Cover Sheet**Council Bill #**

CB 1911-60

Agenda dates requested:

1/22/2020

Briefing

Proposed action

Consent

Action – 1/22/2020

Ordinance

1st reading – 11/27/192nd reading – 12/4/193rd reading – 12/11/194th reading – 1/22/20

Public hearing

X Yes No

Budget amendment:

Yes No

PowerPoint presentation:

Yes No

Attachments:Proposed Ordinance
Amendments**Department(s) involved:**

Administration, Legal

Contact person:

Dan Eernisse

Phone number:

425-257-8681

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deernisse@everettwa.gov

Initialed by:

Department head

Administration

Council President

Consideration: Ordinance**Project:** Everett Station District Business Improvement Area (BIA)**Partner/Supplier:****Location:****Preceding action:**

Fund: Fund 425 Transit and Fund 401 Utilities

Fiscal summary statement:

Everett Transit and Everett Utilities have property within the Everett Station District Business Improvement Area (BIA). The annual assessments will be as follows:

Everett Transit: \$45,357

Everett Utilities: \$32,400

The annual assessments will be adjusted annually based on County property assessments.

Project summary statement:

The purpose of the ESDA BIA item on the 1/22/2020 agenda is to have a second public hearing regarding the amendments to the ESDA BIA geographic boundaries approved by Council 12/11/2019. This will result in revision of the 2020 ESDA BIA budget because the effective date of the Ordinance, if approved, will be in February. The budget revision is included in the attached Proposed Ordinance Amendments document. Public Works has also suggested amendments to the legal description and that is also part of the attached Proposed Ordinance Amendments. The first, second, and third readings of the Ordinance were completed in November and December 2019, along with a first public hearing.

Recommendation (exact action requested of Council):

Adopt the proposed Ordinance establishing an Everett Station District Business Improvement Area (BIA); providing for the levy of a special assessment upon real property (and the owners thereof) within the area; the deposit of revenues in a special account and expenditures therefrom; and providing for an implementing agreement with an Everett Station District property owners association or similar organization.



ORDINANCE NO. _____

An Ordinance establishing an Everett Station District Business Improvement Area (BIA); providing for the levy of a special assessment upon real property (and the owners thereof) within the area; the deposit of revenues in a special account and expenditures therefrom; and providing for an implementing agreement with an Everett Station District property owners association or similar organization.

WHEREAS,

- A. The City Council, on November 27, 2019, adopted Resolution No. _____ initiating a new Everett Station District BIA.
- B. Businesses and property owners within the Everett Station District BIA have indicated that they value the BIA's use of special assessment revenues to fund programs and services, such as safety, cleaning, infrastructure and parking advocacy, and business and economic development.
- C. As provided in Resolution No. _____, the City Council held a public hearing on December 11, 2019 in the Everett City Hall Council Chambers, concerning the formation of the Everett Station District BIA and the imposition of special assessments on property (and property owners) within such BIA, prior to the adoption of this Ordinance. The City Council also held a second public hearing January 22, 2020.

NOW, THEREFORE, THE CITY OF EVERETT DOES ORDAIN:

Section 1. District Established.

As authorized by Chapter 35.87A RCW, there is hereby established an Everett Station District Business Improvement Area (BIA) within the following described boundaries (when a street or alley is named, the District boundary is the center line of the right-of-way unless otherwise stated):

Beginning at the intersection of the centerline of Hewitt Avenue and the centerline of Broadway Avenue; Thence easterly along the centerline of Hewitt Avenue to intersect the centerline of Maple Street; Thence southerly along the centerline of Maple Street to intersect the centerline of Pacific Avenue; Thence easterly along the centerline of Pacific Avenue to intersect with the west right of way line of Interstate 5; Thence southerly along the western right of way line of Interstate 5 to intersect the north line of Lot 22, Block 753, Plat of Everett Land Company's First

Addition to Everett, according to the plat thereof, recorded in Volume 3, page 20 of plats, records of Snohomish County, State of Washington; Thence westerly along the north line of said Lot 22, and its westerly projection to intersect the north line of Lot 11, Block 753, of said plat; Thence westerly along the north line of Lot 11 to intersect the centerline Pine Street; Thence southerly to intersect with the centerline of 33rd Street; Thence westerly to intersect with the centerline of Cedar Street; Thence southerly along the centerline of Cedar Street to intersect the centerline of 34th Street; Thence westerly along the centerline of 34th Street a distance of 40 feet more or less to a point; said point being the intersection of the east line of Lot A, Mikala Condominium as recorded under Auditor's File Number 9207175001, records of Snohomish County, Washington, projected northerly 40 feet more or less to intersect the centerline of 34th Street; Thence southerly along the projected east line of said Lot A, and the east line of Lot A to intersect the northeast corner of Lot B of said Mikala Condominium; Thence continuing southerly along the east line of Lot B to intersect the west right of way line of Interstate 5; Thence southwest along the west right of way line of Interstate 5 to intersect the west right of way line of the Burlington Northern and Santa Fe Railway (BNSF) corridor; Thence southerly along the west line of the BNSF right of way to intersect the centerline of 41st Street; Thence westerly along the centerline of 41 Street to intersect the centerline of Broadway Avenue; Thence northerly along the centerline of Broadway Avenue to intersect the centerline of 34th Street; Thence westerly along the centerline of 34th Street to intersect the centerline of Lombard Avenue; Thence northerly along centerline of Lombard Avenue to intersect the centerline of 33rd Street; Thence easterly along the centerline of 33rd Street to intersect the centerline of the north/south alley in Block 763, Plat of Everett Land Company's First Addition to Everett; Thence north along said alley in Block 763 and its projection thereof to the centerline of the north/south alley in Block 741; Thence continuing northerly along the centerline of the north/south alley in Block 741 to intersect the south lot line of Lot 26, Block 741, Plat of Everett Land Company's Addition to Everett; Thence westerly along the south lot line of said Lot 26 to the southwest corner of said Lot 26; Thence northerly along the west lot line of said Lot 26 and its northerly projection thereof to intersect the centerline of Pacific Avenue; Thence easterly along the centerline of Pacific Avenue to intersect the centerline of Broadway Avenue; Thence northerly along the centerline of Broadway Avenue to intersect the centerline of Hewitt Avenue and the point of beginning.

~~Beginning at the intersection of the centerline of Hewitt Avenue and the centerline of Broadway Avenue; thence easterly along the centerline of Hewitt Avenue to intersect the centerline of Maple Street; thence southerly to the centerline of Pacific Avenue; thence westerly to intersect with the eastern side of Interstate 5; thence southerly along the eastern side of Interstate 5 to the southern edge of PARCEL ID 00439075000100; thence westerly to intersect with the centerline of Pine Street, thence southerly to intersect with the centerline of 33rd Street, thence easterly to intersect with the centerline of Cedar Street; thence southerly to 34th Street; thence southerly between parcels with (A) PARCEL IDs 29052900101000 and 29052900102800 (east, excluded), and (B) PARCEL IDs 00807200000100, 00807200000200, 00807200000300, 00807200000400, 00807200000500, and 00807200000600 (west, included); until it intersects with the BNSF railway; thence southerly to intersect with the centerline of 41st Street; thence westerly along the centerline of 41st Street to the centerline with Broadway Avenue; thence northerly to intersect the centerline of 34th Street, then westerly to intersect with the centerline of Lombard Avenue; thence northerly to intersect with the centerline of 33rd Street; thence easterly to the centerline of the alley in Block 795, Plat of Everett, according to the records of Snohomish County; thence northerly to the terminus of the alley in Block 741, Plat of Everett, according to the records of Snohomish County; thence northerly along the western edge of Parcel ID 00439074101900 (Mill Town Credit Union), to intersect with the centerline of Pacific Avenue; thence easterly to intersect with the centerline of Broadway Avenue; and thence northerly to intersect with the centerline of Hewitt Avenue and said point of beginning.~~

A map of this area is attached as Attachment A.

Section 2. District Assessment.

All real property, inclusive of land and buildings (and the owners thereof), within the boundaries of the District will be specially benefitted by the purposes for which the District is being established, and such property, and the owners thereof, shall be subject to a special assessment as authorized by Chapter 35.87A RCW, this ordinance, and amendments thereto. The benefit to the property (and the owners thereof) subject to the special assessment and to the BIA as a whole is a special benefit which would not otherwise be available but for the activities, programs, and special services carried out with funding provide by the special assessments authorized pursuant to this ordinance. Such special benefits and the increase in the value of the property in the BIA resulting therefrom and the increased opportunity which is created for each property (and the owner thereof) within the BIA to benefit from the BIA programs, activities, and special services is hereby found to be commensurate with or in excess of the amount of the assessment under this ordinance.

To finance the programs and services authorized in Section 3, there shall be levied and collected annual special assessments upon the businesses and property owners within the District, at the rates and method specified in Section 4. For purposes of this ordinance, "business" means the operation of property ownership as a business, including but not limited to the operation of property ownership either as a landlord or owner-occupied enterprise.

Section 3. Purposes and Programs.

Special Assessment revenues shall only be used for the authorized purposes pursuant to RCW 35.87A.010, which includes:

- A. The acquisition, construction or maintenance of parking facilities for the benefit of the area;
- B. Decoration of any public place in the area;
- C. Sponsorship or promotion of public events which are to take place on or in public places in the area;
- D. Furnishing of music in any public place in the area;
- E. Providing professional management, planning, and promotion for the area, including the management and promotion of retail trade activities in the area;
- F. Providing maintenance and security for common, public areas; and
- G. Providing transportation services for the benefit of the area.

All activities are supplemental to the street maintenance, law enforcement, land use planning, citywide marketing, and other services provided by the City and are not intended to displace any services regularly provided by municipal government.

Section 4. Levy of Special Assessment and Calculation of Assessments.

A. To finance programs and services authorized in Section 3, there is levied and shall be collected annual special assessment upon the buildings and other real property within the District (and the owners thereof), as follows:

The annual assessment shall use land square footage and assessed value. The initial assessment rates have been calculated for the initial BIA budget to be fifty percent (50%) from the total land square footage and fifty percent (50%) from the total county-assessed value of the assessed properties within the geographical limits of the BIA, with an expectation that the percentage from the county-assessed value will increase as land values increase.

B. Assessment Formula

The special assessment for the Base Year (2020), for each individual property shall be calculated using the following formula: $\text{Assessment} = (\$0.04 \times \text{Land Square Footage}) + (\$0.67 \times (\text{Current Year Assessed Value} / \$1,000))$.

In subsequent years 2021-2024, the land square footage rate will be multiplied by an Inflationary Factor, which will be equal to the change in the June to June Consumer Price Index for All Urban Consumers in Seattle -Tacoma -Bremerton ("CPI") from the Base Year, or three percent per year, whichever is less.

The Current Year Assessed Value will be the value of the property for that particular year, as determined by the Snohomish County Assessor's office.

The intent of adjusting for CPI adjustment and using the current assessed value in the formula is to

ensure the BIA's services and programs keep up with inflation and the needs of the neighborhood as it grows.

C. Notices of assessment, installment payments, or delinquency, and all other notices contemplated by this ordinance may be sent by ordinary mail or delivered by the City to the address shown on the records of the Finance Director, and, if no address is shown there, to the address shown on the records of the County Assessor. Failure of the Ratepayer to receive any mailed notice shall not release the Ratepayer from the duty to pay the assessment on the due date and any interest and delinquency charges.

D. In the event the annual budget approved is greater than the funds which will be available from the total of all assessments within the District for such annual period, calculated at the assessment rates as set forth herein, then such budget shall be reduced to match the revenue. Any unexpected and unobligated budgeted amount remaining at the end of any annual assessment period, and any assessments or funds collected and deposited in the ESDA BIA Fund in excess of the amount authorized to be expended for the annual assessment period in which such excess amounts are received may be expended as may be authorized by the next annual BIA budget approved by the City Finance Director, or as may be authorized by amendment to the current annual budget pursuant to Section 9 or 10 of this ordinance.

E. Assessments shall commence as of ~~January 1~~ February 6, 2020. The 2020 assessments are "prorated" so assessments occur only for the portion of 2020 during which this Ordinance is in effect. Assessments for 2021 and subsequent years shall commence as of January 1 of that year.

Section 5. Exemptions.

A. Property owned by the County, State, and Federal government shall be exempt from the special assessment, provided that nothing herein shall preclude the County, State, or Federal government from agreeing to make payment for any such assessment.

B. The following properties shall also be exempt from the special assessment, provided that nothing herein shall preclude such properties from agreeing to make payment for any such assessment:

1. Residential properties that do not meet the definition of "Multifamily residential or mixed-use project" and are not owned by a "Residential Operator," as defined by RCW 35.87A.020;
2. Properties owned by an energy utility district that are used for transmitting electricity or as a substation;
3. Publicly-owned streets and roadways;
4. Properties used exclusively for railroads; and
5. Properties with rights related to mining or future railroad use.

Section 6. Collection Schedule.



Special assessments shall be collected on a semi-annual basis. The Finance Director (Director) may change the billing frequency by directive. A copy of a directive issued under this Section shall be mailed to all Ratepayers not less than 90 days before the new billing due date is to take effect.

Upon termination of the BIA, pursuant to Section 17 or otherwise, no refunds for overpayments of assessments shall be made to persons paying such overpayments unless there are sufficient funds in the District Fund to pay such overpayments, after payment of all other costs, debts, or liabilities incurred on or payable from the District Fund. If there are sufficient funds remaining to refund some of the overpayments, but not all, such refunds shall be pro-rated among those who have made timely claims pursuant to Section 13 herein and are entitled to refunds for overpayment.

Section 7. Deposit Into Fund.

A special fund is hereby created, to be called the Everett Station District Business Improvement Area Fund, hereafter called the "ESD BIA Fund," into which shall be deposited:

- A. All revenues from special assessments levied under this ordinance.
- B. Interest, late charges, penalties, and income from the investment of fund deposits.
- C. Gifts and donations to the fund.
- D. Restitution moneys for expenditures made from the fund and reimbursement due to the fund.

Section 8. Expenditures.

Expenditures from the ESDA BIA Fund as may be authorized by the City Council or Finance Director shall be used exclusively for the purposes specified in this ordinance and shall not be used for any other purpose.

Section 9. Administration.

The Mayor or his or her designee shall administer the District for the City, with authority to:

- A. Determine the land square footage and assessed land value (according to the records of the Assessor of Snohomish County), of property for assessment purposes.
- B. Collect the special assessments, refund special assessments when overpaid, and extend the deadline for payment and/or waive delinquency charges whenever the delinquency is the result of the failure by the City to provide a statement of the amount due, or nonpayment results from extenuating circumstances beyond the ratepayer's control, such as a casualty loss, causing bankruptcy.
- C. Determine and apply the interest rate for late payments contemplated by Section 14.
- D. Take other such action as is necessary and appropriate to carry out contemplated programs with special assessments.
- E. Direct the appropriate officers of the City to pursue collection procedures, including bringing legal civil actions in district or superior court to collect any unpaid assessments and to collect such unpaid assessments by foreclosure action against the property on which it is assessed in accordance with laws applicable to foreclosure of local improvement district liens, and/or to collect by civil action such unpaid assessment by judgment against the owner owing the assessment.
- F. Call and conduct an annual meeting of rate payers each year so as to obtain information to

assist in the administration of the BIA.

The City Finance Director or his/her designee is hereby authorized to approve, correct, revise, modify, or amend the proposed activities, annual budget, and assessment as proposed by the ESD BIA Ratepayer Advisory Board described in Section 16 herein.

Section 10. Approval of Expenditures/Contract for Program Management.

The purposes, activities, services, and projects to be funded with the special assessment proceeds for the one-year budget beginning ~~January 1~~ February 6, 2020, through December 31, 2020, as set forth in Attachment B to this Ordinance, are hereby approved. There is hereby appropriated and authorized to be expended from the ESD BIA Fund the sum of ~~\$433,000~~ \$421,988, or so much thereof as may be necessary, for the purposes, activities, services, and projects approved for each of the 2020 BIA fiscal year ("pro rated" so assessments only occur during the dates in which this Ordinance is in effect to February 6, January 1, 2020 through December 31, 2020). Unless otherwise authorized by the City, the total amount to be specially assessed and expended in subsequent years 2021-2024 shall be as set forth in the budget approved by the City Finance Director pursuant to Section 9. The particular program and services to be provided for each subsequent period and the amount of funding thereof shall be as approved by Section 9 of this Ordinance and in accordance with RCW 35.87A.010.

The Mayor is hereby authorized and directed to contract with the Everett Station District Alliance, or similar organization, to administer funds for the approved purposes, activities, services, and projects for the first year. Thereafter the City may continue each year to contract with the Everett Station District Alliance or similar organization to administer the forthcoming annual program, unless a suitable successor organization is recommended by (a) a majority of the votes of the ratepayers at their annual meeting weighed by the dollar value of their assessments, (b) a petition signed by ratepayers paying the majority of the assessments, or (c) by the association itself.

Section 11. Rate Changes.

Any change in the assessment shall only be made by ordinance and as authorized in RCW 35.87A.130-140.

Section 12. Notices.

Notices of assessment, installment payments, or delinquency, and all other notices contemplated by this ordinance may be sent by ordinary mail or delivered by the City to the address shown on the records of the Finance Director, and, if no address is shown there, to the address shown on the records of the County Assessor. Failure of the Ratepayer to receive any mailed notice shall not release the Ratepayer from the duty to pay the assessment on the due date and any interest and delinquency charges.

Section 13. Correction of Assessment – Appeal.

1. Any person, having been issued a notice of assessment, interest, and/or penalties pursuant to

this ordinance, may within thirty (30) days after issuance of the original notice of the amount thereof, or the period covered by any extension of the due date thereof granted by the Mayor or the Mayor's designee, petition the City in writing for a correction in the amount of the assessment, interest, and/or penalties, which petition shall be filed in the office of the City Clerk within the specified thirty-day period. The petition shall set forth the reason why the correction should be granted and the amount of assessment, interest, and/or penalties (if any) which the petitioner believes to be due. The Mayor or the Mayor's designee shall promptly consider the petition, and may grant or deny it. If denied, the petitioner shall be notified by mail, together with the reasons for such denial. The Mayor or the Mayor's designee may grant a conference for examination and review of the assessment if requested by the petitioner. If a conference is granted, the Mayor or the Mayor's designee shall fix the time and place therefor and notify the petitioner thereof by mail. After the conference with the Mayor or the Mayor's designee, the Mayor or the Mayor's designee may make such determinations as may appear to the Mayor or the Mayor's designee to be just and lawful, consistent with the provisions of this ordinance, and shall mail a copy of such determination to the petitioner. Such determination of the Mayor or the Mayor's designee shall be final and conclusive as of the date of the determination, unless within thirty (30) days following the date of the determination, the petitioner obtains a writ of certiorari from the Superior Court of Washington for Snohomish County, for purpose of review of the determination.

2. If no petition requesting the City to correct the amount of the assessment, interest, and/or penalties and for a conference for examination and review of the assessment, interest, and/or penalties is filed within the thirty-day period, the assessment, interest, and/or penalties covered by the notice shall become final, and any right to contest or appeal such amount shall be deemed conclusively waived.

Section 14. Delinquent Payments.

If an assessment has not been paid within thirty (30) days after its due date, and the ratepayer has been making prompt payments in the past, the City official in charge of assessment collections shall send a reminder notice and add a \$ 20.00 processing fee. If (a) the assessment is not paid within sixty(60) days after its due date, or (b) the assessment was not paid within thirty (30) days, and the ratepayer has been late on one of the previously two payments, a delinquency charge shall be added in the amount of ten percent (10%) of the assessment in addition to the processing fee. All assessments which are not paid when due shall also bear interest at the rate of twelve percent (12%) per annum from the date payment was due.

Section 15. Collection/ Foreclosure.

Whenever any annual assessment under this ordinance shall be delinquent for more than thirty (30) days, the entire annual assessment shall be due and payable and shall constitute a lien on the property assessed, and the collection thereof may be enforced through foreclosure action on the property assessed in the matter as provided for collection and foreclosure of local improvement district assessments pursuant to Title 35 RCW, including but not limited to Chapters 35.44, 35.49, and 35.50, and applicable provisions of the Everett Municipal Code. Alternatively, or as a cumulative remedy, the delinquent assessment may be collected from the owner liable therefor by civil action in either district

or superior court.

Section 16. Ratepayers Advisory Board.

The Mayor shall recommend to the Council for appointment an Interim Ratepayers Advisory Board comprised of Ratepayers from the BIA within thirty days of the effective date of this ordinance. The City shall solicit recommendations from organizations that represent the interests of the District.

The Interim Ratepayers Advisory Board will recommend a permanent Ratepayers Advisory Board (the "Board") within sixty days of the effective date of this ordinance, to serve for five years. The composition of the Board shall be representative of the uses and sizes of the properties and businesses of the District. The Mayor shall recommend to the Council for appointment the permanent Board members from the list recommended by the Interim Ratepayers Advisory Board. The Mayor may recommend to the Council for appointment additional members to the Board beyond those recommended by the Interim Ratepayers Advisory Board to ensure a broad representation of ratepayers, provided that the additional voting members so appointed do not exceed one-fourth of the entire voting membership of the Board.

The Ratepayers Advisory Board shall be responsible for adopting bylaws and policy guidelines, approving the annual recommended budget and work plan, and for providing advice and consultation to the City regarding the Everett Station District BIA. The Ratepayers Advisory Board may recommend adding or removing ratepayers to serve on the Board, subject to approval by the Mayor.

The Ratepayers Advisory Board shall meet at least once quarterly; approve the annual recommend budget and work plan; address and discuss Ratepayer concerns and questions regarding the BIA district and programs; review all reports to be submitted to the City; and sponsor an Annual Ratepayers' Meeting.

Ratepayers Advisory Board shall set quantitative and qualitative performance metrics to hold the administration of the BIA accountable. An annual report shall be produced to report on the performance metrics, which the Ratepayers Advisory Board shall review, approve, and submit to the City and make available to ratepayers. The administrators of the BIA shall keep a log of all complaints and incidents reported to the BIA, publish a summary of the incident log as part of the annual report, and make the log available to the City, Ratepayer Advisory Board, and ratepayers at their request.

The Ratepayer Advisory Board shall notify ratepayers of the date, time, and location of the Annual Ratepayers' Meeting at least 30 (30) days prior. At the Annual Ratepayers' Meeting, the Board shall present its recommended budget and work plan for the next year. Following a presentation and an opportunity for amendment by a two-thirds vote (of assessed value), by the ratepayers present at the annual Ratepayers' meeting, the Board shall submit the recommended annual budget and work plan to the City Finance Director.



Section 17. **Termination of BIA.**

The BIA and the special assessment levy therefore shall terminate within one year (or such longer period as set forth in the termination petition) from the date of submission to the City of a petition containing the signatures of the owners of property in the BIA who pay fifty percent or more of the annual special assessment amount for the BIA, requesting termination of the BIA and special assessment levy, or by Resolution and Ordinance of the City Council. The BIA and the special assessment levy therefore shall continue for a period of five years from the effective date of this ordinance unless, at least ninety days prior to such termination, a petition is submitted to the City requesting the continued existence of the BIA, with such petition containing the signatures of the owners of property in the BIA who will pay sixty percent or more of the annual special assessment for the BIA, or the City Council gives notice of intent to extend the BIA through resolution and public hearing, pursuant to Chapter 35.87A RCW.

Section 18. **Disestablishment of Area – Assets and Liabilities.**

In accordance with RCW 35.87A.190, upon disestablishment, termination, and dissolution of the BIA, any proceeds of the special assessments or assets acquired with such proceeds, or liabilities incurred as a result of the formation of such BIA, shall be subject to disposition as the City Council shall determine; provided, however, that any liabilities, either current or future, incurred as a result of action taken to accomplish the purposes of RCW 35.87A.010 or the purposes of the BIA shall not be an obligation of the General Fund or any special fund of the City of Everett, but such liability shall be provided for entirely from available revenues generated from the special assessments under this ordinance.

Section 19. The City Clerk and the codifiers of this Ordinance are authorized to make necessary corrections to this Ordinance including, but not limited to, the correction of scrivener's/clerical errors, references, ordinance numbering, section/subsection numbers, and any internal references.

Section 20. The City Council hereby declares that should any section, paragraph, sentence, clause or phrase of this ordinance be declared invalid for any reason, it is the intent of the City Council that it would have passed all portions of this ordinance independent of the elimination of any such portion as may be declared invalid.

Section 21. The enactment of this Ordinance shall not affect any case, proceeding, appeal or other matter currently pending in any court or in any way modify any right or liability, civil or criminal, which may be in existence on the effective date of this Ordinance.

Section 22. It is expressly the purpose of this Ordinance to provide for and promote the health, safety and welfare of the general public and not to create or otherwise establish or designate any particular class or group of persons who will or should be especially protected or benefited by the terms of this Ordinance. It is the specific intent of this Ordinance that no provision or any term used in this Ordinance is intended to impose any duty whatsoever upon the City or any of its officers or employees. Nothing contained in this Ordinance is intended nor shall be construed to create or form the basis of any liability on the part of the City, or its officers, employees or agents, for any injury or damage resulting from any action or inaction on the part of the City related in any manner to the enforcement of this Ordinance by

its officers, employees or agents.

Cassie Franklin, Mayor

ATTEST:

Sharon Fuller, City Clerk

PASSED: _____

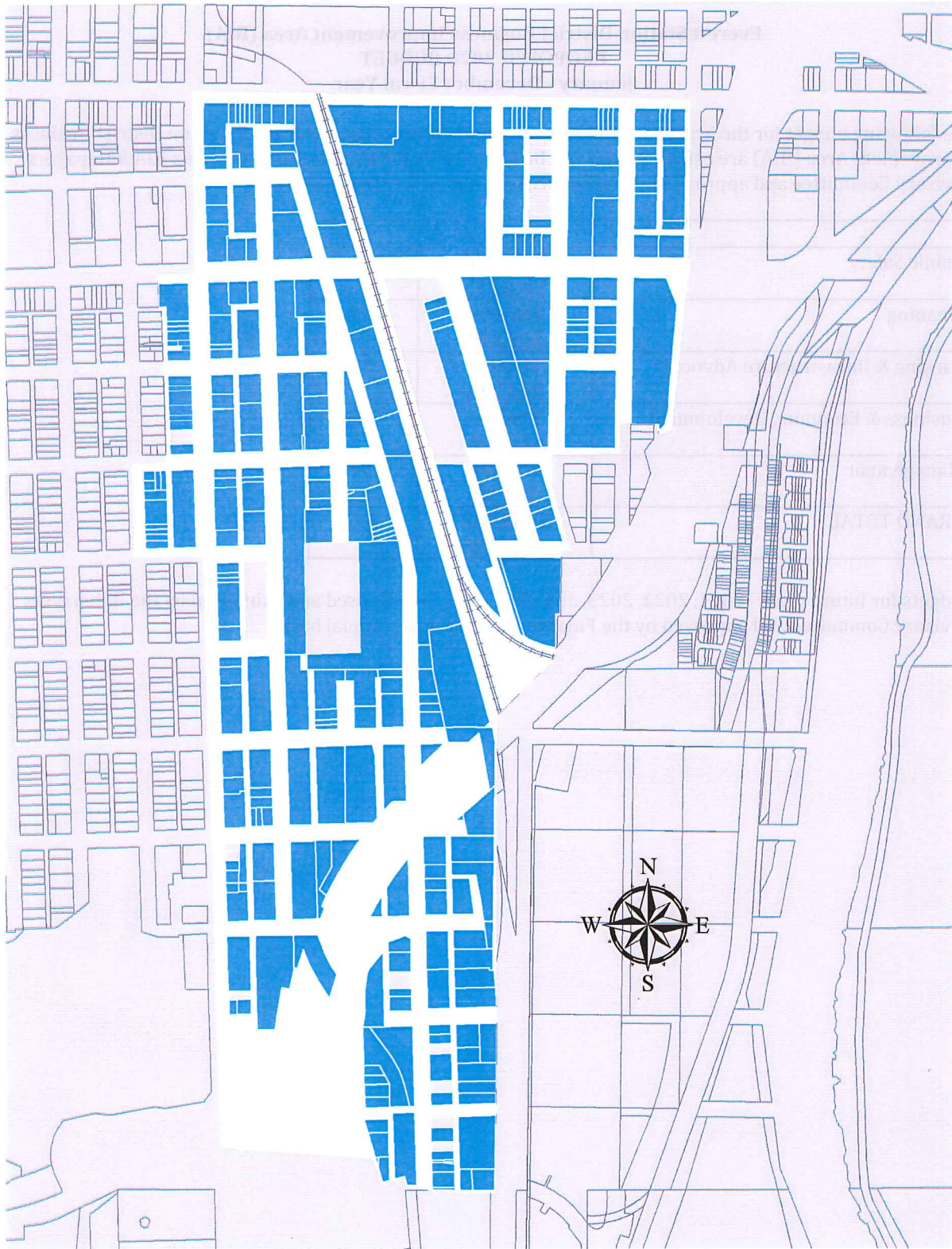
VALID: _____

PUBLISHED: _____

EFFECTIVE DATE: _____



Attachment A



Attachment B

Everett Station District Business Improvement Area (BIA)
PROPOSED 2020 BUDGET
January - December Fiscal Year

The following budget for the first year (2020) of operation of the proposed Everett Station District Business Improvement Area (BIA) are estimates and will be finalized by the Everett Station District BIA Ratepayers Advisory Committee and approved by the Finance Director of the City of Everett.

	Budget \$	%
Public Safety	\$173,200 <u>\$168,795</u>	40%
Cleaning	\$86,600 <u>\$84,398</u>	20%
Parking & Infrastructure Advocacy	\$64,950 <u>\$63,298</u>	15%
Business & Economic Development	\$64,950 <u>\$63,298</u>	15%
Management	\$43,300 <u>\$42,988</u>	10%
GRAND TOTAL	\$433,000 <u>\$421,988</u>	0%

Budgets for future years (2021, 2022, 2023, and 2024), will be proposed and submitted by the Ratepayers Advisory Committee and approved by the Finance Director on an annual basis.